



W.P(MD)No.1914 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 01.02.2023

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.1914 of 2023

R.Muthupetchai Kumar

... Petitioner

Vs

1.The District Registrar,
Periyakulam,
Theni District.

2.The Sub Registrar,
Sub Registrar Office,
Thevaram,
Theni District.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the respondents 1 and 2 to conduct the enquiry based on the petitioner's representation dated 27.01.2022, 10.11.2022 on the basis of the surveyor report within the time stipulated by this Court.

For Petitioner : Mr.M.Iniyavan

For Respondents : Mr.N.Satheeskumar
Additional Government Pleader



W.P(MD)No.1914 of 2023

WEB COPY

ORDER

Heard the learned counsel on either side.

2.The prayer sought for cannot be granted. The petitioner had executed a mortgage deed dated 06.08.2010 in favour of one Deenadhayalan. The petitioner now wants to rectify the description of the property alone. This has to be necessarily a bilateral act. If both the parties appear and present the rectification deed before the second respondent, it will be registered. The second respondent cannot accept the document unilaterally executed by the writ petitioner. Otherwise, the petitioner has to work out his remedy elsewhere. I make it clear that I have not gone into the merits of the matter. Granting liberty to the writ petitioner to move the jurisdictional civil Court, this writ petition is dismissed. There shall be no order as to costs.

01.02.2023

Index : Yes / No

Internet : Yes / No

NCC : Yes / No

MGA



W.P(MD)No.1914 of 2023

To

1. The District Registrar,
Periyakulam,
Theni District.

2. The Sub Registrar,
Sub Registrar Office,
Thevaram,
Theni District.



WEB COPY



W.P(MD)No.1914 of 2023

G.R.SWAMINATHAN, J.

MGA

W.P(MD)No.1914 of 2023

01.02.2023